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**FACSIMILE COVER SHEET****TO:** Examiner Adam M. Queler  
U. S. Patent & Trademark Office  
Group Art Unit 2179**FROM:** John D. Magluyan, Reg. No. 56,867**RE:** U.S. Application No. 09/986,809  
Atty. Docket No.: 00169.002218.**FAX NO.:** (571) 273-8300**DATE:** July 18, 2005 (Monday)**NO. OF PAGES:** 4  
(including cover page)**TIME:** 3:57 pm**SENT BY:** Gina Marie**MESSAGE**

Attachment:

Response To Restriction Requirement

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00169.002218.

PATENT APPLICATION

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
ALISON JOAN LENNON, et al. ) Examiner: Adam M. Queler  
Application No.: 09/986,809 ) Group Art Unit: 2179  
Filed: November 13, 2001 )  
For: METADATA PROCESSES FOR )  
MULTIMEDIA DATABASE )  
ACCESS ) July 18, 2005 (Monday)

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

RESPONSE TO RESTRICTION REQUIREMENT

Sir:

In response to the Restriction Requirement dated June 16, 2005, Applicant hereby provisionally elects to prosecute the Group V claims, namely Claims 118 to 132. The Restriction Requirement is, however, traversed.

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Traversal is on the ground that there would not be undue burden in examining five groups of claims in a single application. In particular, MPEP § 808 makes clear that in order to require restriction between independent or distinct inventions, reasons for insisting upon a restriction requirement, such as undue burden, must also be shown. In the present instance, it is not believed that there would be an undue burden in examining the claims of Groups I to V in a single application, since the five groups of claims are not so different as would require a burden on the Examiner that is significantly beyond that of the normal burdens of examination.


It is particularly requested to withdraw restriction between Groups IV and V. Group IV (Claims 96 to 104 and 112 to 114) is classified under 709/229, which is an indented subclass under 709/227 of the elected Group V. This classification underscores the relatedness of the technology, and emphasizes that there would not be undue burden in examining both of Groups IV and V.

Accordingly, reconsideration and withdrawal of the Restriction Requirement are respectfully requested.

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Applicants' undersigned attorney may be reached in our Costa Mesa, California office at (714) 540-8700. All correspondence should continue to be directed to our below-listed address.

Respectfully submitted,

  
John D. Magluyan  
Attorney for Applicants  
Registration No. 56,867

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